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11 Attorneys for Plaintiff

12  
13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN FRANCISCO DIVISION

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18  
19 UNITED STATES OF AMERICA, ) No. CR 05-00362 WHA  
20 Plaintiff, ) [PROPOSED] ORDER AND STIPULATION  
21 v. ) EXCLUDING TIME FROM JULY 5, 2005  
22 JUAN VEGA-RAMOS, ) TO JULY 26, 2005 FROM THE SPEEDY  
23 Defendant. ) TRIAL ACT CALCULATION  
24 ) (18 U.S.C. § 3161(h)(8)(A))  
25 \_\_\_\_\_

26 The parties appeared before the Court on July 5, 2005. With the agreement of the parties,  
27 and with the consent of the defendant, the Court enters this order scheduling a motions hearing  
28 date of September 6, 2005, at 2:00 p.m., before the Honorable William H. Alsup, and  
documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), from  
July 5, 2005 to July 26, 2005, the motions filing deadline. The parties agreed, and the Court  
found and held, as follows:

29 1. The defendant agreed to an exclusion of time under the Speedy Trial Act. Failure to grant  
30 the requested continuance would unreasonably deny both government and defense counsel  
31 reasonable time necessary for effective preparation, taking into account the exercise of due  
32 diligence.

33 STIPULATION AND ORDER  
34 CR 05-00362 WHA

1       2. Given these circumstances, the Court found that the ends of justice served by excluding  
2 the period from July 5, 2005 to July 26, 2005, outweigh the best interest of the public and the  
3 defendant in a speedy trial. Id. § 3161(h)(8)(A).

4       3. Accordingly, and with the consent of the defendant, the Court ordered that the period from  
5 July 5, 2005 to July 26, 2005, be excluded from Speedy Trial Act calculations under 18 U.S.C. §  
6 3161(h)(8)(A) & (B)(iv).

7       4. The Court scheduled a motions hearing date of September 6, 2005, at 2:00 p.m., before  
8 the Honorable William H. Alsup.

9       IT IS SO STIPULATED.

10      DATED: \_\_\_\_\_

/S/

CHRISTINE S. WATSON  
Special Assistant United States Attorney

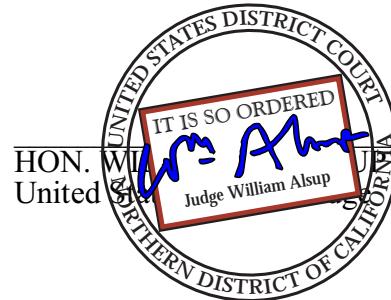
11      DATED: \_\_\_\_\_

/S/

JOSH COHEN  
Attorney for Juan Vega-Ramos

12      IT IS SO ORDERED.

13      DATED: July 12, 2005



## CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee of the Office of the United States Attorney for the Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned further certifies that she caused a copy of:

**[PROPOSED] ORDER AND STIPULATION EXCLUDING TIME FROM JULY 5, 2005 TO JULY 26, 2005 FROM THE SPEEDY TRIAL ACT CALCULATION  
(18 U.S.C. § 3161(h)(8)(A))**

to be served this date on the party(ies) in this action,

## **Via Hand Delivery**

**JOSH COHEN**  
**Assistant Federal Public Defender**  
**450 Golden Gate Avenue, 19<sup>th</sup> Floor**  
**San Francisco, CA 94102**

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: July 11, 2005

/S/

Ponly J. Tu  
Legal Assistant (Immigration)  
United States Attorney's Office